United States DESHERTS OFFICE COURT

2007 FEB -2 A 11:34 Civil Actions No. 11.5. DISTRICT COURTOC-OS-11348-NG DISTRICT OF MASSIDC-OS-11348-NG USDC-OS-11603-NG

Joseph P. Schmitt, pro se. Plaintiff,

VS -

Robert Murphy, et al., Defendants

Plaintiff's Notice Of Intent to File A

Motion For Sunnary Judgment

Plaintiff, hereby notices the Court of his intent to file a Motion for Summary Judgment pursuant to Massachusetts Rules Of Court - Federal Rule 56 (a), which the above-entitled Plaintiff has as of this date, served upon all defendants except for defendant Robert Waitkevich.

Dated: January 18, 2007

Respectfully subjected, Joseph Peter Schmitt Plaintiff pro se 30 Administration Road Bridgewater, Ma. 02324

Certificate of Service

I, Joseph Peter Schmitt, pro se plaintiff in the above-entitled action, hereby certify that on January 18, 2007 A copy of the above Plaintiff's Notice Of Intent to file A Motion for Summary Judgment was served upon all relevant defendants by Intra facility and Inter-departmental mail